



Rep. Robert W. Pritchard

Filed: 5/8/2015

09900SB1252ham002

LRB099 09872 AWJ 35159 a

1 AMENDMENT TO SENATE BILL 1252

2 AMENDMENT NO. _____. Amend Senate Bill 1252 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Township Code is amended by changing
5 Section 235-20 as follows:

6 (60 ILCS 1/235-20)

7 Sec. 235-20. General assistance tax.

8 (a) The township board may raise money by taxation deemed
9 necessary to be expended to provide general assistance in the
10 township to persons needing that assistance as provided in the
11 Illinois Public Aid Code, including persons eligible for
12 assistance under the Military Veterans Assistance Act, where
13 that duty is provided by law. The tax for each fiscal year
14 shall not be more than 0.10% of value, or more than an amount
15 approved at a referendum held under this Section, as equalized
16 or assessed by the Department of Revenue, and shall in no case

1 exceed the amount needed in the township for general
2 assistance. The board may decrease the maximum tax rate by
3 ordinance.

4 (b) Except as otherwise provided in this subsection, if the
5 board desires to increase the maximum tax rate, it shall order
6 a referendum on that proposition to be held at an election in
7 accordance with the general election law. The board shall
8 certify the proposition to the proper election officials, who
9 shall submit the proposition to the voters at an election in
10 accordance with the general election law. If a majority of the
11 votes cast on the proposition is in favor of the proposition,
12 the board may annually levy the tax at a rate not exceeding the
13 higher rate approved by the voters at the election. If,
14 however, the board has decreased the maximum tax rate under
15 subsection (a), then it may, at any time after the decrease,
16 increase the maximum tax rate, by ordinance, to a rate less
17 than or equal to the maximum tax rate immediately prior to the
18 board's ordinance to decrease the rate.

19 (c) If a city, village, or incorporated town having a
20 population of more than 500,000 is located within or partially
21 within a township, then the entire amount of the tax levied by
22 the township for the purpose of providing general assistance
23 under this Section on property lying within that city, village,
24 or incorporated town, less the amount allowed for collecting
25 the tax, shall be paid over by the treasurer of the township to
26 the treasurer of the city, village, or incorporated town to be

1 appropriated and used by the city, village, or incorporated
2 town for the relief and support of persons needing general
3 assistance residing in that portion of the city, village, or
4 incorporated town located within the township in accordance
5 with the Illinois Public Aid Code.

6 (d) Any taxes levied for general assistance before or after
7 this Section takes effect may also be used for the payment of
8 warrants issued against and in anticipation of those taxes and
9 accrued interest on those warrants and may also be used to pay
10 the cost of administering that assistance.

11 (e) In any township with a population of less than 500,000
12 that receives no State funding for the general assistance
13 program and that has not issued anticipation warrants or
14 otherwise borrowed monies for the administration of the general
15 assistance program during the township's previous 3 fiscal
16 years of operation, a one time transfer of monies from the
17 township's general assistance fund may be made to the general
18 township fund pursuant to action by the township board. This
19 transfer may occur only to the extent that the amount of monies
20 remaining in the general assistance fund after the transfer is
21 equal to the greater of (i) the amount of the township's
22 expenditures in the previous fiscal year for general assistance
23 or (ii) an amount equal to either 0.10% of the last known total
24 equalized value of all taxable property in the township, or
25 100% of the highest amount levied for general assistance
26 purposes in any of the three previous fiscal years. The

1 transfer shall be completed no later than one year after the
2 effective date of this amendatory Act of the 92nd General
3 Assembly. No township that has certified a new levy or an
4 increase in the levy under this Section during calendar year
5 2002 may transfer monies under this subsection. No action on
6 the transfer of monies under this subsection shall be taken by
7 the township board except at a township board meeting. No
8 monies transferred under this subsection shall be considered in
9 determining whether the township qualifies for State funds to
10 supplement local funds for public aid purposes under Section
11 12-21.13 of the Illinois Public Aid Code.

12 (e-5) A township board of a township with a population of
13 less than 500,000 may approve by resolution or ordinance
14 transfers of monies from the township's general assistance fund
15 to the general township fund no later than one year after the
16 effective date of this amendatory Act of the 99th General
17 Assembly if:

18 (1) the township receives no State funding for the
19 general assistance program;

20 (2) the township has not issued anticipation warrants
21 or otherwise borrowed monies for the administration of the
22 general assistance program during the township's previous
23 3 fiscal years of operation;

24 (3) the amount of monies remaining in the general
25 assistance fund after the transfer is equal to the greater
26 of (i) the amount of the township's expenditures in the

1 previous fiscal year for general assistance or (ii) an
2 amount equal to either 0.10% of the last known total
3 equalized value of all taxable property in the township, or
4 100% of the highest amount levied for general assistance
5 purposes in any of the three previous fiscal years; and

6 (4) the township that has not certified a new levy or
7 an increase in the levy under this Section during calendar
8 year 2015.

9 No monies transferred under this subsection shall be considered
10 in determining whether the township qualifies for State funds
11 to supplement local funds for public aid purposes under Section
12 12-21.13 of the Illinois Public Aid Code.

13 (Source: P.A. 95-331, eff. 8-21-07.)

14 Section 99. Effective date. This Act takes effect January
15 1, 2016.".